

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

FILED BY ORDER
COURT
MAR 12 2020
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

THE UNITED STATES OF AMERICA

VS

JOHN GIACOMINI

BLF

CR 20

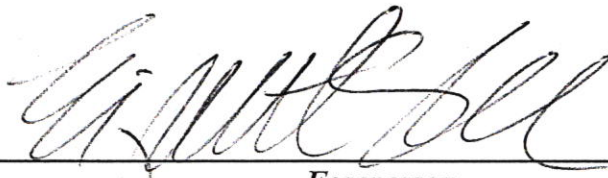
00134

VKD

INDICTMENT

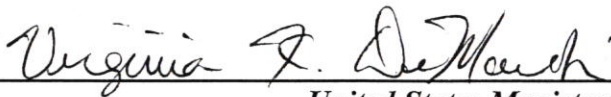
COUNT ONE: 18 U.S.C. § 2244(b) — Abusive Sexual Contact

A true bill.



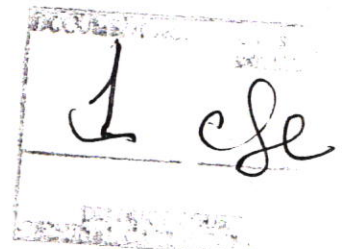
Foreperson

Filed in open court this 12th day of March A.D. 2020



United States Magistrate Judge

Bail. \$ No bail arrest warrant



1 DAVID L. ANDERSON (CABN 149604)
2 United States Attorney

SEALED BY ORDER
OF THE COURT

FILED

MAR 12 2020
SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

BLF
VKD

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 JOHN GIACOMINI,
15 Defendant.

CR 20 00134

VIOLATION: 18 U.S.C. § 2244(b)—Abusive Sexual
Contact

SAN JOSE VENUE

17 INDICTMENT

18 The Grand Jury charges:

19 COUNT ONE: (18 U.S.C. § 2244(b)—Abusive Sexual Contact)

20 On or about December 20, 2017, in the Northern District of California, the defendant,

21 JOHN GIACOMINI

22 within the special maritime and territorial jurisdiction of the United States, did knowingly engage in
23 sexual contact with Victim 1 without Victim 1's permission, in violation of Title 18, United States Code,
24 Section

25 ///

26 ///

27 ///

28 ///

1 2244(b).

2 DATED: 3-12-20

3
4 A TRUE BILL.


FOREPERSON
San Jose

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7 DAVID L. ANDERSON
United States Attorney

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10 JEFFREY NEDROW
11 MARISSA HARRIS
Assistant United States Attorneys

SEALED BY ORDER
OF THE COURT

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**

18 U.S.C. § 2244(b) - Abusive Sexual Contact

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY: See attachment

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

DEFENDANT - U.S.

▶ JOHN GIACOMINI

DISTRICT COURT NUMBER

CR 20 00134**BLF
VKD****PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

VA - Special Agent Nicholas J. Sanzone

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. ATTORNEY ☐ DEFENSESHOW
DOCKET NO.☐ this prosecution relates to a pending case involving this same defendantMAGISTRATE
CASE NO.☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form David L. Anderson

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned)

AUSA Marissa Harris

DEFENDANT**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) ☒ If not detained give date any prior summons was served on above charges ▶2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST ▶

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY ▶

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS* ☒ WARRANT

Bail Amount: None

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: Before Judge:

Comments:

U.S. v. JOHN GIACOMINI
PENALTY SHEET:

Count 1: 18 U.S.C. § 2244(b) (Abusive Sexual Contact)

Penalties:

- Maximum Prison Term: 2 years
- Maximum Fine: \$250,000
- Maximum Supervised Release: 1 year
- Special Assessment Fee: \$100 (additional \$5,000 special assessment fee for non-indigent defendants per 18 U.S.C. § 3014)
- Restitution